

PATENT
674523-2029.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Naylor, *et al.*
U.S. Appln. No. : 10/810,262
U.S. Filing Date : March 26, 2004
Title of Invention : POLYNUCLEOTIDE CONSTRUCTS AND USES THEREOF
Confirm No. : 1123
Examiner : Shin Lin Chen
Art Unit : 1632

745 Fifth Avenue
New York, NY 10151

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 17, 2008.

Russell A. Garman, Reg. No. 62,419

(Name of Applicant, Assignee or Registered Representative)

Signature

September 17, 2008

Date of Signature

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Office Action dated March 17, 2008, rejecting claims 1-6, 12-14, 16-18, 47, 48, and 50-57. A check in the amount of \$255.00 is enclosed in payment of the appeal fee for a small entity required by 35 U.S.C. § 41(a)(6) and 37 C.F.R. § 41.20(b)(1). Please charge any additional fee or credit any overpayment to Deposit Account No. 50-0320.

09/22/2008 LTRUDNG 00000045 10810262

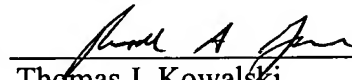
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This notice is being filed in triplicate, together with a petition for an extension of time.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

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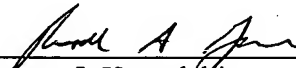
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